<u>REMARKS</u>

This application has been carefully reviewed in light of the Office Action

dated August 7, 2007. Claims 21 to 25 and 27 are in the application, of which Claims 21

and 27 are still the only independent claims. Reconsideration and further examination are

respectfully requested.

All claims were rejected over U.S. Patent 5,452,289 (Sharma). Specifically,

Claims 21 to 24 and 27 were rejected under 35 U.S.C. § 102(b) and Claim 25 was rejected

under § 103(a). The rejections are respectfully traversed.

The invention concerns a print driver that is executed in the same computer

terminal that also executes an application program. The print driver drives an image

processing apparatus which has print means for local printing of image data and

transmission means for transmitting image data to a remote location. For example, in

terms of one representative embodiment of the invention shown at Figure 1 of the subject

application, computing equipment 10 includes both a configurable print driver and one or

more application programs, and is connected to facsimile machine 18 via a bi-directional

IEEE 1284 parallel interface.

According to one aspect of the invention, the print driver displays a setting

screen by which an end user can set either one of both of a transmission setting and a print

setting. An end user's selection is accepted from the setting screen. Based on the end

user's selection, the print means of the image processing apparatus is caused to print image

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data locally, or the transmission means of the image processing apparatus is caused to transmit the image data to a remote location.

Again in terms of one representative embodiment of the invention, such a setting screen is shown at reference numeral 213 in Figure 19B, and is discussed beginning at page 44. As seen there, the setting screen provides the end user with the opportunity to set either one of both of a transmission setting 215 and a print setting 214. Additionally, in this particular embodiment, the setting screen also provides the end user with the opportunity to set a store setting, which is an aspect to which dependent Claim 22 is directed.

In entering the rejection over Sharma, page 2 of the Office Action explained its view that Sharma meets the terms of the rejected claims. As explained there, Sharma meets the terms of the claims for three reasons. First, it was felt that the claim language admitted of a disjunctive "or" interpretation such that a reference like Sharma, which does not disclose a print setting although it might possibly disclose a transmission setting, meets the terms of the claim. Second, because Sharma's facsimile machine transmits a facsimile to a remote site, and the received facsimile is thereafter printed at the remote site, the Office Action took the position that the requirements for a print setting were met anyway. Third, based in part on the disclosure at column 37, lines 22 to 26, in which Sharma states that he provides for the ability to send faxes from "unaware applications through a print command", the Office Action took the position that Sharma meets the requirement of initiating a display of a setting screen by calling a print driver.

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In response to the first point, Applicants disagree that the claim language admits of a disjunctive "or" interpretation. The claims specify a setting screen by which an end user can set "either" of a transmission setting and a print setting. At most, Sharma might permit setting of a transmission setting, and thus does not permit setting of "either" of a print setting and a transmission setting. Moreover, in view of the explanation provided at page 9 of the Amendment dated June 6, 2007, the distinction from Sharma should have been clear.

Nevertheless, in the interests of advancing prosecution, the language that describes the setting screen has been amended again, so as to emphasize that either one of both of a transmission setting and a print setting can be set.

In response to the second point, the claim has been amended so as to specify that the image processing apparatus has print means for local printing of image data, as well as transmission means for transmitting image data to a remote location. This change has been made so as to distinguish between a local printing and a remote transmission, and so as to emphasize that the image processing apparatus that transmits is also the same apparatus that prints.

With respect to the third point made in the Office Action, Applicants disagree with the position taken in the Office Action. In Applicants' view, although Sharma displays something in response to a user's print request, it is clear that the "something" that is displayed by Sharma is not a setting screen by which either of both of a transmission setting and a print setting can be set.

It is therefore respectfully requested to withdraw the rejections over Sharma.

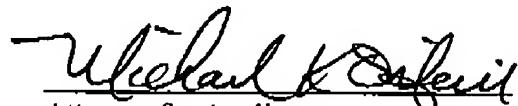- 9 -

REQUEST FOR INTERVIEW

This is a written request for a telephone interview with the Examiner,

pursuant to MPEP § 713.01:

> "Where the reply to a first complete action includes a request for an interview, a telephone consultation to be initiated by the examiner or a video conference, or where an out-of-town attorney under similar circumstances requests that the examiner defer taking any further action on the case until the attorney's next visit to Washington (provided such visit is not beyond the date when the Office action would normally be given), the examiner, as soon as he or she has considered the effect of the reply, should grant such request if it appears that the interview or consultation would result in expediting the case to a final action."

In view of the above remarks, Applicants submit that the entire application

is in condition for allowance. However, if the Examiner does not agree, Applicants

respectfully request an interview to discuss the differences between the present invention

and the applied art. Accordingly, if the Examiner reaches this case for action before an

interview has been scheduled, Applicants respectfully request that the Examiner contact the

undersigned at (714) 540-8700 for scheduling of an interview.

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      Applicants' undersigned attorney may be reached in our Costa Mesa,

California office at (714) 540-8700. All correspondence should continue to be directed to

our below-listed address.

      Respectfully submitted,

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